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8 Attorneys for Defendants  
 9 Giga Watt, Inc., GigaWatt Pte. Ltd.,  
 Cryptonomos Pte. Ltd., and Dave Carlson

10 UNITED STATES DISTRICT COURT

11 EASTERN DISTRICT OF WASHINGTON

12 MARK MOSS an individual,  
 13 Plaintiff,

14 v.

15 GIGA WATT, INC., a Washington  
 corporation, and GIGA WATT, PTE,  
 LTD., a foreign corporation,  
 16 Defendants.

CASE NO.: 2:18-cv-00100-SMJ  
 CASE NO.: 2:18-cv-00103-SMJ (lead)

CLASS ACTION

UNOPPOSED MOTION FOR LEAVE  
 TO WITHDRAW AS COUNSEL FOR  
 DEFENDANTS GIGA WATT, INC.,  
 DAVE CARLSON, GIGA WATT PTE.  
 LTD., AND CRYPTONOMOS PTE.  
 LTD.

18 RAYMOND BALESTRA, individually  
 19 and on behalf of all others similarly  
 situated,

20 Plaintiff,

21 v.

22 GIGA WATT, INC., GIGAWATT PTE  
 LTD., CRYPTONOMOS PTE. LTD.,  
 and DAVE CARLSON,  
 23 Defendants.

24  
 UNOPPOSED MOTION FOR LEAVE TO  
 WITHDRAW AS COUNSEL  
 Lead Case No. 2:18-cv-00103

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1       On March 19, 2018, Plaintiff Mark Moss filed a complaint alleging  
 2 violations of Section 12(a)(1) of the Securities Act of 1933 (“Securities Act”) and  
 3 Section 21.20.140 of the Washington Securities Act against Defendants Giga Watt,  
 4 Inc., and GigaWatt Pte. Ltd. (the “Moss Action”). The next day, March 20, 2018,  
 5 Plaintiff Raymond Balestra filed a putative class action complaint alleging  
 6 violations of Sections 12(a)(1) and 15(a) of the Securities Act against Giga Watt,  
 7 Inc., GigaWatt Pte. Ltd., Cryptonomos Pte. Ltd., and Dave Carlson (collectively,  
 8 “Defendants”) (the “Balestra Action”).

9       On April 13, 2018, Barry M. Kaplan and Gregory L. Watts of Wilson  
 10 Sonsini Goodrich & Rosati, PC (collectively, “WSGR”) entered notices of  
 11 appearance as counsel for Defendants in both actions, followed by Stephanie L.  
 12 Jensen of WSGR on July 2, 2018.

13       On July 3, 2018, the Court consolidated both actions, with the Balestra  
 14 Action serving as the lead case.

15       On October 3, 2018, the Court entered an order directing Plaintiffs to file a  
 16 consolidated complaint or designate an operative complaint by October 24, 2018.

17       On October 24, 2018, Plaintiffs filed a consolidated complaint, naming  
 18 Defendants and two new defendants—Leonid Markin and Edward Khaptakhaev  
 19 (“New Defendants”).

20       On October 31, 2018, Joel E. Wright of the law firm of Lee Smart, P.S., Inc.  
 21 filed a notice of appearance in this consolidated action on behalf of Giga Watt,  
 22 Inc., Dave Carlson, Leonid Markin and Edward Khaptakhaev. Mr. Wright has not  
 23 filed a notice of appearance for defendants Giga Watt Pte. Ltd. or Cryptonomos  
 24 Ptd. Ltd.

Now, with the consent of its clients Giga Watt, Inc., Dave Carlson, Giga Watt Pte. Ltd. and Cryptonomos Pte. Ltd., WSGR seeks to withdraw from their representation in the above-captioned matters. WSGR seeks to withdraw as counsel due to Defendants' unpaid invoices for work performed in connection with both these consolidated actions and another matter. WSGR has not appeared for Markin or Khaptakhaev in this action.

This proposed motion to withdraw and substitute counsel will leave Giga Watt Pte. Ltd. and Cryptonomos Pte. Ltd. without representation in either above-captioned matter.

WSGR has conferred with counsel for Plaintiffs in both matters, and Plaintiffs do not oppose the proposed motion to withdraw as counsel.

Based on the foregoing, Defendants move for an order from the Court to the following effect:

WSGR shall be permitted to withdraw from representation of Giga Watt, Inc., Dave Carlson, Giga Watt Pte. Ltd. and Cryptonomos Pte. Ltd. in both above-captioned matters, and ECF notifications in both matters will be updated accordingly to remove WSGR.

Respectfully submitted and dated this 7th day of November, 2018.

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

By: /s/ Barry M. Kaplan

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4 *Attorneys for Defendants Giga Watt, Inc.,  
5 GigaWatt Pte. Ltd., Cryptonomos Pte. Ltd.,  
6 and Dave Carlson*

## **CERTIFICATE OF SERVICE**

I hereby certify that on November 7, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:

Blythe H. Chandler	bchandler@terrellmarshall.com
Brittany J. Glass	bglass@terrellmarshall.com
Beth E. Terrell	bterrell@terrellmarshall.com
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I certify that I served the foregoing by email to the following:

Donald J. Enright      denright@zlk.com  
Roger M. Townsend      rtownsend@bjtlegal.com  
Joel E. Wright      jw@leesmart.com  
Marc Rosenberg      mr@leesmart.com

/s/ Barry M. Kaplan

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Barry M. Kaplan, WSBA #8661  
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and Dave Carlson

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